

ATMI



7 Commerce Drive, Danbury, CT 06810 203.794.1100 203.797.2544
web.atmi.com info@atmi.com

facsimile transmittance

RECEIVED
CENTRAL FAX CENTER

To: Examiner Eileen P. Morgan Fax: 703-872-9306
From: Margaret Chappuis Date: October 25, 2004
E-mail: mchappuis@atmi.com Pages: 3 pages (including cover sheet)
Re: U.S. Serial No. 09/929,564 cc: Marianne Fuierer
ATMI-521 (7495) IPTL

FACSIMILE TRANSMISSION CERTIFICATE

It hereby is certified by the person identified below that this paper is being facsimile transmitted by such person to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date specified below and transmitted by Facsimile under the provisions of 37 C.F.R. 1.602.

Lee Ann DiLillo
Lee Ann DiLillo

October 25, 2004
Date of Transmission

703-872-9306
Facsimile Number

OFFICIAL COMMUNICATION

Request for Continued Examination (RCE) in U.S. Serial No. 09/929,564

Please find the following documents enclosed:

Transmittal Sheet (1 pg)
Request for Continued Examination (RCE) (1 pg)
Facsimile Transmission Sheet (1 pg)

Please call 203-794-1100 ext. 4179 if there are any problems with this transmittal.

ATMI, Inc.
7 Commerce Drive
Danbury, CT 06810
203-794-1100 (telephone)
203-797-2544 (facsimile)

The document(s) accompanying this facsimile transmission contain(s) information which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this information is strictly prohibited, and the document(s) should be returned to the sender. If you have received this facsimile in error, please notify us by telephone immediately so that we may arrange for the return of the original documents at no cost to you.



Please type a plus sign (+) inside this box →



PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/929,584
	Filing Date	August 14, 2001
	First Named Inventor	Ying Ma
	Group Art Unit	3723
	Examiner Name	Eileen P. Morgan
Total Number of Pages In This Submission	Attorney Docket Number	ATMI-621

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request For Continued Examination (RCE) (1 pg)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Margaret Chappuis, Reg. No. 45,735
Signature	<i>Margaret Chappuis</i>
Date	October 25, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION (703) 872-9306	
I hereby certify that this correspondence is being facsimile transmitted pursuant to 37 C.F.R. 1.6(d) addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: 10/25/2004	
Type or printed name	Lee Ann D'Amico
Signature	<i>Lee Ann D'Amico</i>
Date	10/25/2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 10/31/2002. OMB 0551-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/529,564
Filing Date	August 14, 2001
First Named Inventor	Ying Ma
Group Art Unit	3723
Examiner Name	Eileen P. Morgan
Attorney Docket Number	ATMI-521

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (g) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50082 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14665 (Mar. 20, 2000); 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on September 7, 2004.
(Any unamended amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous


- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(d) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

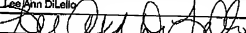
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0860
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$790.00
- ii. ☒ Three Month Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) \$980.00
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Margaret Chappuis	Registration No. (Attorney/Agent)	45,735
Signature		Date	October 25, 2004

CERTIFICATE OF MAILING OR TRANSMISSION 703-872-9306

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Lee Ann DiLello
Signature	
Date	10/25/2004

Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.